

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES – Commercial Taxes Department – Allegation of demand and acceptance of bribe, attestation of Chitta Book of the dealer, etc., against Sri V.V.S.L. Prasad Babu, formerly DCTO-I, Akividu at present DCTO-I, Tanuku, Eluru Division by some dealers of Akividu – Articles of Charges framed – Explanation submitted – Enquiry Officer appointed – Enquiry Reports submitted – A punishment of "Censure" awarded – Appeal filed – Punishment set aside – Orders – Issued.

REVENUE (VIG.I) DEPARTMENT

G.O. (Rt.) No. 37.

Dt.06.01.2011.

Read the following:-

- 1) CCT's Charge Memo Ref.No.V2/885/2007, dt.20.08.2007.
- 2) CCT's Ref.No.V2/885/2007-1, dt.19.06.2008.
- 3) AC (CT (LTU), Kakinada Divn., Ref. Rc.No.12/50/08, dt.16.02.2009.
- 4) CCT's Ref.No.V2/885/2007, dt.30.03.2009.
- 5) AC (CT (LTU), Kakinada Divn., Ref. Rc.No.12/50/08, dt.16.05.2009.
- 6) CCT's Ref.No.V2/885/2007, dt.10.07.2009.
- 7) AC (CT (LTU), Kakinada Divn., Ref. Rc.No.12/50/08, dt.31.07.2009.
- 8) CCT's Ref.No.V2/885/2007, dt.01.04.2010.
- 9) Sri V.V.S.L. Prasad Babu, DCTO, Tanuku Circle-I explanation, dt.16.04.2010.
- 10) CCT's Ref.No.V2/885/2007, dt.14.07.2010.
- 11) Sri V.V.S.L. Prasad Babu, DCTO, Tanuku Circle-I Representation, dt.Nil.

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ORDER:

In the reference first read above Article of Charges were framed against Sri V.V.S.L. Prasad Babu, formerly DCTO-I, Akividu at present DCTO-I, Tanuku, Eluru Division on the allegations of demand and acceptance of bribe, attestation in the Chitta of the Dealer, etc., and the Charged Officer has submitted his explanation of the Charges framed against him.

2) And whereas in the reference second read above, the Enquiry Officer has been appointed to conduct detailed enquiry into the charges framed against Sri V.V.S.L. Prasad Babu, formerly DCTO-I, Akividu at present DCTO-I, Tanuku, Eluru Division, as the explanation submitted by him is not convincing.

3) And whereas in the reference third read above, the Enquiry Officer has submitted his report found that the charges leveled against Sri V.V.S.L. Prasad Babu, formerly DCTO-I, Akividu at present DCTO-I, Tanuku, Eluru Division are not sustainable.

4) And whereas in the reference fourth read above, the Enquiry Officer was requested to conduct further enquiry on the allegations leveled against Sri V.V.S.L. Prasad Babu, formerly DCTO-I, Akividu at present DCTO-I, Tanuku, Eluru Division by Sri S.L. Gupta, Prop: of M/s. Vasavi Fancy Stores, Akividu and Sri K. Gopal, Proprietor of M/s Koparthy Gopal Rao Jewelers, Akividu, as the findings in the first enquiry report are not clear.

5) And whereas in the reference fifth read above, the Enquiry Officer has submitted his further enquiry report on the allegations leveled by the complainants Sri S.L. Gupta and Sri K. Gopal against Sri V.V.S.L. Prasad Babu, formerly DCTO-I, Akividu at present DCTO-I, Tanuku, Eluru Division and found that the allegations are baseless and may be treated as a false.

6) And whereas in the reference sixth read above, the Special Commissioner of Commercial Taxes, A.P., Hyderabad instructed the Enquiry Officer to conduct re-enquiry to the extent of the finding the fact as to whether the charged officer has initialed in the Chitta Books of M/s. Vasavi Fancy Stores, Akividu and M/s Koparthy Gopal Rao Jewelers, Akividu.

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7) And whereas in the reference seventh read above, the Enquiry Officer submitted his report stating that there is no possibility to make an enquiry and to verify the books of accounts of M/s. Vasavi Fancy Stores, Akividu and stated that during the enquiry the Charged Officer Sri V.V.S.L. Prasad Babu, formerly DCTO-I, Akividu at present DCTO-I, Tanuku, Eluru Division admitted that he visited the place of business of Sri Krishna Iron and Hardware Stores and initialed on the Chitta as alleged by the petitioner and found that only after the visit made by the Deputy Commercial Tax Officer that the dues pending were collected.

8) And whereas in the reference eighth read above, the enquiry report was communicated to the Charged Officer Sri V.V.S.L. Prasad Babu, formerly DCTO-I, Akividu at present DCTO-I, Tanuku, Eluru Division to submit his explanation on the finding of the Enquiry Officer i.e., "No reason was found why the delinquent officer had to sign chitta and ledger for the purpose of Profession Tax".

9) And whereas in the reference ninth read above, Sri V.V.S.L. Prasad Babu, formerly DCTO-I, Akividu at present DCTO-I, Tanuku, Eluru Division has submitted his explanation.

10) And whereas in the reference tenth read above, the Additional Commissioner of Commercial Taxes, A.P., Hyderabad has imposed a punishment of "**Censure**" against Sri V.V.S.L. Prasad Babu, formerly DCTO-I, Akividu at present DCTO-I, Tanuku, Eluru Division, as his explanation is not convincing.

11) And whereas in the reference eleventh read above, Sri V.V.S.L. Prasad Babu, formerly DCTO-I, Akividu at present DCTO-I, Tanuku, Eluru Division while explaining about the case has filed appeal petition before the Government with a request to set aside the punishment of "Censure" awarded against him only because of the act of signing in the Chitta of the Dealer and the charges leveled against him are not held proved in the three enquiry reports.

12) Government after careful examination of the matter in detail, decide to set aside the punishment of "Censure" imposed in the reference tenth read above against Sri V.V.S.L. Prasad Babu, formerly DCTO-I, Akividu at present DCTO-I, Tanuku, Eluru Division and accordingly set aside the punishment.

13) The Commissioner of Commercial Taxes, A.P., Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri V.V.S.L. Prasad Babu, DCTO-I, Tanuku, Eluru Division
through the Commissioner of Commercial Taxes, A.P., Hyderabad.
The Commissioner of Commercial Taxes, A.P., Hyderabad.

Copy to:-
The Revenue (CT.I) Department.
File/SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER